

117TH CONGRESS
2D SESSION

S. _____

To amend titles XVIII and XIX of the Social Security Act to make premium and cost-sharing subsidies available to low-income Medicare part D beneficiaries who reside in Puerto Rico or another territory of the United States.

IN THE SENATE OF THE UNITED STATES

Mr. MENENDEZ (for himself, Mr. BLUMENTHAL, Mrs. GILLIBRAND, and Mr. BOOKER) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend titles XVIII and XIX of the Social Security Act to make premium and cost-sharing subsidies available to low-income Medicare part D beneficiaries who reside in Puerto Rico or another territory of the United States.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Territories Medicare
5 Prescription Drug Assistance Equity Act of 2022”.

1 **SEC. 2. ELIMINATING EXCLUSION OF PART D ELIGIBLE IN-**
2 **DIVIDUALS RESIDING IN TERRITORIES FROM**
3 **ELIGIBILITY FOR PREMIUM AND COST-SHAR-**
4 **ING SUBSIDIES.**

5 (a) IN GENERAL.—Section 1860D–14(a)(3) of the
6 Social Security Act (42 U.S.C. 1395w–114(a)(3)) is
7 amended—

8 (1) in subparagraph (A), in the matter pre-
9 ceding clause (i), by striking “subject to subpara-
10 graph (F),”;

11 (2) in subparagraph (B)(v), in the matter pre-
12 ceding subclause (I), by striking “Subject to sub-
13 paragraph (F), the Secretary” and inserting “The
14 Secretary”;

15 (3) in subparagraph (C), by adding at the end
16 the following new sentence: “In the case of an indi-
17 vidual who is not a resident of the 50 States or the
18 District of Columbia, the poverty line (as such term
19 is defined in clause (ii)) that shall apply to such in-
20 dividual shall be the poverty line for the 48 contig-
21 uous States and the District of Columbia.”; and

22 (4) by striking subparagraph (F).

23 (b) APPLICATION OF MEDICAID PROVISIONS.—Sec-
24 tion 1935 of the Social Security Act (42 U.S.C. 1396u–
25 5) is amended—

1 (1) in subsection (a), by striking “subject to
2 subsection (e)” in the matter preceding paragraph
3 (1); and

4 (2) by striking subsection (e).

5 (c) CONFORMING AMENDMENT.—Section 1108(f) of
6 the Social Security Act (42 U.S.C. 1308(f)) is amended
7 by striking “and section 1935(e)(1)(B)” in the matter pre-
8 ceding clause (i).

9 (d) EFFECTIVE DATE.—The amendments made by
10 this section shall take effect on January 1, 2023.